

Message Text

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DRAFTED BY COM/OEA JCNELSON/EH

APPROVED BY EB/EWT S. GOODMAN

OEA/PPD/EPWALINSKY

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TO AMEMBASSY BERN

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EXCON

E.O. 11652:N/A

TAGS: ESTC, SZ

SUBJECT:REVISED EXPORT CONTROL REGULATIONS FOR GENERAL
AVIATION

REF: BERN 2808

1. EXPORT ADMINISTRATION BULLETIN NO. 156 OF MAY 27
ANNOUNCES TWO CHANGES IN EXCON REGULATIONS THAT LIBERALIZE
TO SOME EXTENT EXPORTS OF GENERAL AVIATION TYPE AIRCRAFT.
FIRST, CCL NUMBER 734(8)G IS CHANGED ONLY INsofar AS
INTERPRETATION 20 OF PART 399.2 HAS BEEN MODIFIED. THE
MODIFICATION OCCURS THEREIN IN PART (E) NORMAL CIVIL USE
(4) A;RBORNE COMMUNICATIONS EQUIPMENT QUOTE (III) INCOR-
PORATING FACILITIES FOR (A) THE RAPID SELECTION OF MORE THAN
200 CHANNELS PER EQUIPMENT, EXCEPT EQUIPMENT OPERATING
IN THE FREQUENCY RANGE-,08-136 MHZ WITH 720 OR FEWER
CHANNELS AT NOT LESS THAN 25 KHZ SPACING AND WHICH HAS BEEN
IN NORMAL CIVIL USE FOR AT LEAST ONE YEAR, OR (B) USING
FREQUENCY SYNTHESIS TECHNIQUES WITH A SPEED OF SWITCHING
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FROM ONE SELECTED OUTPUT FREQUENCY TO ANOTHER SELECTED OUT-

PUT FREQUENCY LESS THAN 30 MILLISECONDS. END QUOTE IT WILL BE RECALLED THAT AIRCRAFT DESCRIBED IN INTERPRETATION 20 REQUIRE VALIDATED LICENSES TO ALL DESTINATIONS.

2. THE OTHER CHANGE IN THE REGULATIONS IS THAT GENERAL AVIATION AIRCRAFT, I. E. "NONMILITARY AIRCRAFT DESIGNED TO CARRY A MAXIMUM OF 25 PERSONS, INCLUDING CREW" MAY BE EXPORTED UNDER THE TERMS OF ONE OF THE BULK LICENSING ARRANGEMENTS, THE DISTRIBUTION LICENSE "EAR 373.3), TO ALL NORMALLY ELIGIBLE COUNTRIES, EXCEPT LIBYA, REPUBLIC OF SOUTH AFRICA, NAMIBIA (SOUTH WEST AFRICA) GABON AND ANGOLA.) THE CHANGE IN THE REGULATIONS MEANS THAT AIRCRAFT NOT CAUGHT BY 734(8) BUT UNDER OTHER ENTRIES SUCH AS 734(1) AND (2), SO LONG AS THEY MEET THE ABOVE DEFINITION, CAN BE INCLUDED UNDER THE DISTRIBUTION LICENSE PROCEDURE, EXCEPT FOR THE PROSCRIBED COUNTRIES, UPON APPLICATION AND SUPPLY OF PROPER DOCUMENTATION AND APPROVAL THEREOF BY COMMERCE. SINCE ALL TYPES OF AIRCRAFT HAVE BEEN EXCLUDED FROM THE DISTRIBUTION LICENSE SINCE ITS INCEPTION, THIS MODIFICATION SHOULD ALSO EXPEDITE EXPORTS OF GENERAL AVIATION AIRCRAFT.

3. EMBASSY CAN TELL MAX KRELL THAT AIRCRAFT ELIGIBLE FOR REEXPORT UNDER NEW TERMS FOR G DEST PER PARA ONE ABOVE MAY BE SO REEXPORTED EVEN THOUGH THEY ARRIVED IN SWITZERLAND UNDER A VALIDATED LICENSE. HOWEVER, EXPORTERS WILL HAVE TO BE VERY CAREFUL TO ENSURE THAT AIRCRAFT ARE THUS ELIGIBLE, THAT IS THEY DO NOT CARRY THE TYPE OF AVIONICS OR OTHERWISE INELIGIBLE UNDER INTERPRETATION 20. ATTENTION MUST ALSO BE GIVEN TO THE PROSCRIBED COUNTRIES. (THE ISSUE OF US AIRCRAFT BEING REEXPORTED TO SOUTHERN RHODESIA, FOR EXAMPLE, IS AS THE EMBASSY KNOWS A VERY SENSITIVE ONE FOR THE USG. THE OTHER PROSCRIPTIONS REFLECT OTHER SENSITIVE AREAS.) KISSINGER

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